

FAILED TO REPORT PROPERTY; COMPELLING TESTIMONY; CONTEMPT PROCEEDINGS.

(A) EXAMINATION OF RECORDS.

AT REASONABLE TIMES AND ON REASONABLE NOTICE, THE ADMINISTRATOR MAY EXAMINE THE RECORDS OF ANY PERSON IF HE HAS REASON TO BELIEVE THAT THE PERSON HAS FAILED TO REPORT PROPERTY THAT SHOULD HAVE BEEN REPORTED UNDER THIS TITLE.

(B) COMPELLING TESTIMONY.

IF ANY PERSON REFUSES TO PERMIT THE EXAMINATION OF HIS RECORDS, THE ADMINISTRATOR MAY ISSUE A SUBPOENA TO COMPEL THE PERSON TO TESTIFY AND PRODUCE HIS RECORDS. THE SUBPOENA SHALL BE SERVED BY THE SHERIFF OF THE COUNTY WHERE THE PERSON RESIDES OR MAY BE FOUND. THE PERSON SHALL BE ENTITLED TO THE SAME PER DIEM AND MILEAGE AS WITNESSES APPEARING IN THE CIRCUIT COURT OF THE STATE OR THE LAW COURT OF BALTIMORE CITY, WHICH SHALL BE PAID BY THE STATE.

(C) CONTEMPT PROCEEDINGS.

IF ANY PERSON REFUSES TO OBEY ANY SUBPOENA SO ISSUED OR REFUSES TO TESTIFY OR PRODUCE HIS RECORDS, THE ADMINISTRATOR MAY PRESENT HIS PETITION TO THE CIRCUIT COURT OF THE COUNTY OR ONE OF THE LAW COURTS OF BALTIMORE CITY WHERE THE PERSON IS SERVED WITH THE SUBPOENA OR WHERE HE RESIDES. THE COURT THEN SHALL ISSUE AN ORDER TO REQUIRE THE PERSON TO OBEY THE SUBPOENA OR TO SHOW CAUSE WHY HE FAILS TO OBEY IT. UNLESS THE PERSON SHOWS SUFFICIENT CAUSE FOR FAILING TO OBEY THE SUBPOENA, THE COURT IMMEDIATELY SHALL DIRECT THE PERSON TO OBEY AND, ON HIS REFUSAL TO COMPLY, HE SHALL BE ADJUDGED IN CONTEMPT OF COURT AND SHALL BE PUNISHED AS THE COURT MAY DIRECT.

REVISOR'S NOTE: This section presently appears as Art. 95C, §21.

New language is added to the third sentence to clarify that the provision relates to the "law" courts of Baltimore City.

The only other changes are technical changes in style.

17-127. ENFORCEMENT AND PENALTIES.

(A) JUDICIAL REMEDY.

IF ANY PERSON FAILS TO FILE ANY REPORT OR REFUSES TO DELIVER PROPERTY TO THE ~~[[ADMINISTRATOR]]~~ ADMINISTRATOR